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6 Attorneys for Plaintiff
7 Cotapaxi Custom Design
and Manufacturing, LLC
8

9 UNITED STATES DISTRICT COURT
10 CENTRAL DISTRICT OF CALIFORNIA
11

12 Cotapaxi Custom Design and
13 Manufacturing, LLC, a Delaware
limited liability company, dba
Cotapaxi, Inc.,

14
15 Plaintiff,

16 vs.
17

18 FANDA ENTERPRISES, INC., a
19 California corporation and DOES
to 10, inclusive,

20 Defendants.
21

) Case No. **CV08-02590MRP-FMOx**

) COMPLAINT FOR:

-) 1) INFRINGEMENT OF U.S. PATENT
NO. D475,406 S UNDER
35 U.S.C. § 271(a);
) 2) INFRINGEMENT OF U.S. PATENT
NO. D475,741 S UNDER
35 U.S.C. § 271(a);
) 3) INDUCEMENT OF PATENT
INFRINGEMENT UNDER
35 U.S.C. § 271(b);
) 4) CONTRIBUTORY INFRINGEMENT
UNDER 35 U.S.C. § 271(c);
) 5) COMMON LAW UNFAIR
COMPETITION; and
) 6) CONSTRUCTIVE TRUST

22 DEMAND FOR JURY TRIAL
23
24
25
26
27
28

FILED
2008 APR 18 PM 3:33
CLERK U.S. DISTRICT COURT
CENTRAL DISTRICT OF CALIF.
LOS ANGELES
BY _____

1 Plaintiff, Cotapaxi Custom Design and Manufacturing, LLC, alleges:

3 **PARTIES**

4 1. Plaintiff, Cotapaxi Custom Design and Manufacturing,
5 LLC ("Cotapaxi"), is a Delaware limited liability company with its
6 principal place of business located at 338 Hackensack Street,
7 Carlstadt, New Jersey. Cotapaxi does business as Cotapaxi, Inc.

8 2. Plaintiff is the assignee of the rights in and to
9 the patents-in-suit described below.

10 3. Plaintiff is informed and believes, and on that
11 basis alleges that Defendant, Fanda Enterprises, Inc. (hereafter
12 "Defendant" or "Fanda") is a California corporation which has its
13 principal place of business at 2540 Corporate Place, Suite B110
14 Monterey Park, CA 91754. Defendant does business, *inter alia* on the
15 Internet, as Fanda PromoFactory (See Exhibit "A" attached hereto).

16 4. Defendants DOES 1 through 10, inclusive, are sued
17 herein under fictitious names (hereinafter "Doe Defendants").
18 Plaintiff is informed and believes and thereon alleges that each of
19 the Doe Defendants is responsible in some manner for the acts and
20 occurrences herein alleged. The true names and capacities of the
21 Doe Defendants are unknown to Plaintiff. When the true names and
22 capacities of the Doe Defendants are ascertained, Plaintiff will
23 amend this Complaint by inserting their true names and capacities
24 herein.

25 5. Plaintiff is informed and believes and on that basis
26 alleges that at all times herein mentioned that all of the Doe
27 Defendants were the agents, servants, employees, joint venturers
28 and/or the alter egos of Fanda and or the remaining Doe Defendants,

1 and the acts of each of the Doe Defendants were within the course
2 and scope of his or her agency, service and employment, and were
3 with permission, consent and ratification of Fanda and each other
4 of the Doe Defendants.

5 6. Plaintiff is informed and believes, and alleges on
6 that basis, that Fanda and each of the Doe Defendants (collectively
7 "Defendants") are subject to the *in personam* jurisdiction of this
8 Court under Fed. R. Civ. P. 4.

9
10 **JURISDICTION AND VENUE**

11 7. This is a civil action for patent infringement,
12 injunctive relief, and damages arising under 35 U.S.C. § 281, and
13 under the laws of the State of California. This Court has
14 jurisdiction of this action under 28 U.S.C. §§ 1331 and 1338(a).

15 8. Venue is proper in this district under 28 U.S.C.
16 §§ 1391(b), 1391(c), and 1400(b) in that the Defendants are doing
17 business in the Central District of California and/or reside in the
18 Central District of California, and offer the infringing product
19 for sale knowing it will be distributed and used within this
20 judicial district.

21
22 **PATENTS-IN-SUIT**

23 9. Plaintiff is a designer, importer and distributor of
24 various products used as promotional gifts by businesses. It
25 develops new products with unique and distinctive designs and
26 secures all available protections under the Intellectual Property
27 laws of the United States and other countries for its designs.
28 Plaintiff sells its products directly to its customers, or to

1 distributors which in turn offer the products to their customers,
2 for promotional uses with those customers' names and logos
3 imprinted thereon.

4 10. In about 2002, Plaintiff designed a first pen having
5 a unique and distinctive ornamental design and filed for a design
6 patent for the first pen. United States Design Patent Number
7 D475,406 S for the first pen was issued by the United States Patent
8 and Trademark Office with an effective date of June 3, 2003 (the
9 "'406 Patent"). A true and correct copy of the '406 Patent is
10 attached hereto as Exhibit "B" and is incorporated herein by this
11 reference.

12 11. Also in about 2002, Plaintiff designed a second pen
13 having a unique and distinctive ornamental design and filed for a
14 design patent for the second pen. United States Design Patent
15 Number D475,741 S for the second pen was issued by the United
16 States Patent and Trademark Office with an effective date of June
17 10, 2003 (the "'741 Patent"). A true and correct copy of the '741
18 Patent is attached hereto as Exhibit "C" and is incorporated herein
19 by this reference. The '406 Patent and the '741 Patent shall be
20 collectively referred to herein as "Plaintiff's Patents."

21 12. Both the '406 Patent and the '741 Patent are valid
22 and subsisting.

23
24 COUNT ONE

25 **(Infringement of U.S. Patent No. D475,406 S - 35 U.S.C. § 271(a))**

26 13. Plaintiff hereby incorporates by reference the
27 allegations of paragraphs 1-12 above as of fully set forth herein.

28 14. Plaintiff is the owner of the '406 Patent.

1 Plaintiff has complied with the provisions of the United States
2 patent laws at 35 U.S.C. § 1 et seq. with respect to those patents.

3 15. Plaintiff has not authorized Defendants, or any of
4 them, to make, use, offer for sale, sell or import products
5 infringing Plaintiff's Patents.

6 16. Plaintiff is informed and believes, and based
7 thereon alleges, that Defendants, and each of them, have infringed
8 the '406 Patent in this District and elsewhere throughout the
9 United States by (among other things) making, using, importing,
10 advertising, offering for sale and/or selling pens infringing
11 Plaintiff's '406 Patent (hereinafter the " First Accused Pens")
12 without Plaintiff's permission or authority. Attached hereto as
13 Exhibit "D" is an enlargement of four color variations of one
14 example of the First Accused Pens obtained by Plaintiff from
15 Fanda's website (see Exhibit A). Attached hereto as Exhibit "E"
16 are photographs of one example of the First Accused Pens obtained
17 by Plaintiff.

18 17. Plaintiff has suffered damages in an amount subject
19 to proof at trial, but in no event less than a reasonable royalty
20 under 35 U.S.C. § 284, at Plaintiff's election.

21 18. On information and belief, Defendants knew or should
22 have known of Plaintiff's exclusive rights in the patented pen
23 design at the time the infringing activity occurred. At the very
24 least, a reasonable investigation would have revealed that the
25 designs were and are proprietary to Plaintiff. Nevertheless,
26 Defendants proceeded knowingly, willfully and with malicious
27 disregard for Plaintiff's rights to infringe Plaintiff's Patents.
28 Plaintiff is therefore entitled to an amount which is treble the

1 amount of Plaintiff's damages found or assessed, and Defendants
2 should not be allowed to take any deductions from their revenue in
3 computing profits, which should be disgorged and awarded to
4 Plaintiff.

5 19. Pursuant to 35 U.S.C. § 289 Plaintiff seeks the
6 additional remedy of Defendants' revenues attributable to their
7 infringement. In addition, Plaintiffs seeks an accounting of
8 Defendants' profits, as well as interest and costs.

9 20. Based on Defendants' willful infringement, Plaintiff
10 believes this to be an "exceptional" case which entitles Plaintiff
11 to attorney's fees pursuant to 35 U.S.C. § 285.

12 21. Unless enjoined by this Court, Defendant Fanda will
13 continue and expand its acts of infringement of distributing,
14 marketing, advertising, offering for sale, and/or selling
15 infringing products in accord with the claims of the '406 Patent,
16 which will likely cause Plaintiff irreparable harm for which
17 Plaintiff has no adequate remedy at law, and which can only be
18 remedied by injunctive relief.

19 22. Upon information and belief, one or more of the Doe
20 Defendants have authority and control over the manufacturing,
21 distribution, marketing, advertising, offering for sale, and/or
22 sale of products distributed by Defendant Fanda and willfully and
23 intentionally directed the infringement of the '406 Patent.

24
25 COUNT TWO

26 (Infringement of U.S. Patent No. D475,741 S - 35 U.S.C. § 271(a))

27 23. Plaintiff hereby incorporates by reference the
28 allegations of paragraphs 1-22 above as of fully set forth herein.

1 24. Plaintiff is the owner of the '741 Patent.
2 Plaintiff has complied with the provisions of the United States
3 patent laws at 35 U.S.C. § 1 et seq. with respect to those patents.

4 25. Plaintiff has not authorized Defendants, or any of
5 them, to make, use, offer for sale, sell, or import products
6 infringing Plaintiff's Patents.

7 26. Plaintiff is informed and believes, and based
8 thereon alleges, that Defendants, and each of them, have infringed
9 the '741 Patent in this District and elsewhere throughout the
10 United States by, among other things, making, using, importing,
11 advertising, offering for sale and/or selling pens infringing
12 Plaintiff's '741 Patent (hereinafter the "Second Accused Pens")
13 without Plaintiff's permission or authority. Attached hereto as
14 Exhibit "D" is an enlargement of four color variations of one
15 example of the Second Accused Pens obtained by Plaintiff from
16 Fanda's website (see Exhibit A). Attached hereto as Exhibit "E"
17 are photographs of one example of the Second Accused Pens obtained
18 by Plaintiff.

19 27. Plaintiff has suffered damages in an amount subject
20 to proof at trial, but in no event less than a reasonable royalty
21 under 35 U.S.C. § 284, at Plaintiff's election.

22 28. On information and belief, Defendants knew or should
23 have known of Plaintiff's exclusive rights in the patented pen
24 design at the time the infringing activity occurred. At the very
25 least, a reasonable investigation would have revealed that the
26 designs were and are proprietary to Plaintiff. Nevertheless,
27 Defendants proceeded knowingly, willfully, and with malicious
28 disregard for Plaintiff's rights to infringe Plaintiff's Patents.

1 Plaintiff is therefore entitled to an amount which is treble the
2 amount of Plaintiff's damages found or assessed and Defendants
3 should not be allowed to take any deductions from their revenue in
4 computing profits which should be disgorged and awarded to
5 Plaintiff.

6 29. Pursuant to 35 U.S.C. § 289 Plaintiff seeks the
7 additional remedy of the Defendants' revenues attributable to their
8 infringement. In addition, Plaintiffs seeks an accounting of
9 Defendants' profits, as well as interest and costs.

10 30. Based on Defendants' willful infringement, Plaintiff
11 believes this to be an "exceptional" case which entitles Plaintiff
12 to attorney's fees pursuant to 35 U.S.C. § 285.

13 31. Unless enjoined by this Court, Defendant Fanda will
14 continue and expand its acts of infringement of distributing,
15 marketing, advertising, offering for sale, and/or selling
16 infringing products in accord with the claims of the '741 Patent,
17 which will likely cause Plaintiff irreparable harm for which
18 Plaintiff has no adequate remedy at law, and which can only be
19 remedied by injunctive relief.

20 32. Upon information and belief, one or more of the Doe
21 Defendants have authority and control over the manufacturing,
22 distribution, marketing, advertising, offering for sale, and/or
23 sale of products distributed by Defendant and willfully and
24 intentionally directed the infringement of the '741 Patent.

25
26 **COUNT THREE**

27 **(Inducement of Patent Infringement - 35 U.S.C. § 271(b))**

28 33. Plaintiff hereby incorporates the allegations of

1 Paragraphs 1 through 32 by this reference as though set forth in
2 full.

3 34. Plaintiff is the owner of the '406 Patent and the
4 '741 Patent. Plaintiff has complied with the provisions of the
5 United States patent laws at 35 U.S.C. § 1 et seq. with respect to
6 those patents.

7 35. Plaintiff has not authorized Defendants, or any of
8 them, to make, use, offer for sale, sell, or import products
9 infringing Plaintiff's Patents.

10 36. Plaintiff is informed and believes, and based
11 thereon alleges, that Defendants, and each of them, have infringed
12 the '406 Patent and the '741 Patent by actively inducing others,
13 among other things, to make, use, import, advertise, offer for sale
14 and/or sell infringing products without Plaintiff's permission or
15 authority.

16 37. Plaintiff has suffered damages in an amount subject
17 to proof at trial, but in no event less than a reasonable royalty
18 under 35 U.S.C. § 284, at Plaintiff's election.

19 38. On information and belief, Defendants knew of
20 Plaintiff's exclusive rights in the patented pen designs at the
21 time the infringing activity occurred. Nevertheless, Defendants
22 proceeded knowingly, willfully, and with malicious disregard for
23 Plaintiff's rights to infringe Plaintiff's Patents. Plaintiff is
24 therefore entitled to an amount which is treble the amount of
25 Plaintiff's damages found or assessed and Defendants should not be
26 allowed to take any deductions from their revenue in computing
27 profits which should be disgorged and awarded to Plaintiff.

28 39. Pursuant to 35 U.S.C. § 289 Plaintiff seeks the

1 additional remedy of the Defendants' revenues attributable to their
2 infringement. In addition, Plaintiffs seeks an accounting of
3 Defendants' profits, as well as interest and costs.

4 40. Based on Defendants' willful infringement, Plaintiff
5 believes this to be an "exceptional" case which entitles Plaintiff
6 to attorney's fees pursuant to 35 U.S.C. § 285.

7 41. Defendants have caused, and continue to cause,
8 irreparable injury to Plaintiff by infringement of Plaintiff's
9 Patents.

10
11 COUNT FOUR

12 (Contributory Patent Infringement - 35 U.S.C. § 271(c))

13 42. Plaintiff hereby incorporates the allegations of
14 Paragraphs 1 through 41 by this reference as though set forth in
15 full.

16 43. Plaintiff is the owner of the '406 Patent and the
17 '741 Patent. Plaintiff has complied with the provisions of the
18 United States patent laws at 35 U.S.C. § 1 et seq. with respect to
19 those patents.

20 44. Plaintiff has not authorized Defendants, or any of
21 them, to make, use, offer for sale, sell, or import products
22 infringing Plaintiff's Patents.

23 45. Plaintiff is informed and believes, and based
24 thereon alleges, that Defendants, and each of them, have infringed
25 the '406 Patent and the '741 Patent by, among other things, selling
26 a device which is a material part of the patented invention
27 especially adapted for use in an infringement of Plaintiff's
28 Patents, without Plaintiff's permission or authority. The

1 aforementioned device is not a staple article or commodity of
2 commerce.

3 46. Plaintiff has suffered damages in an amount subject
4 to proof at trial, but in no event less than a reasonable royalty
5 under 35 U.S.C. § 284, at Plaintiff's election.

6 47. On information and belief, Defendants knew of
7 Plaintiff's exclusive rights in the patented pen designs at the
8 time the infringing activity occurred. Nevertheless, Defendants
9 proceeded knowingly, willfully, and with malicious disregard for
10 Plaintiff's rights to infringe Plaintiff's Patents. Plaintiff is
11 therefore entitled to an amount which is treble the amount of
12 Plaintiff's damages found or assessed and Defendants should not be
13 allowed to take any deductions from their revenue in computing
14 profits which should be disgorged and awarded to Plaintiff.

15 48. Pursuant to 35 U.S.C. § 289 Plaintiff seeks the
16 additional remedy of the Defendants' revenues attributable to their
17 infringement. In addition, Plaintiffs seeks an accounting of
18 Defendants' profits, as well as interest and costs.

19 49. Based on Defendants' willful infringement, Plaintiff
20 believes this to be an "exceptional" case which entitles Plaintiff
21 to attorney's fees pursuant to 35 U.S.C. § 285.

22 50. Defendants have caused, and continue to cause,
23 irreparable injury to Plaintiff by infringement of Plaintiff's
24 Patents.

25
26 COUNT FIVE

27 (COMMON LAW UNFAIR COMPETITION)

28 51. Plaintiff hereby incorporates the allegations of

1 Paragraphs 1 through 50, inclusive, above as of fully set forth
2 herein.

3 52. By their intended wrongful acts alleged herein,
4 Defendants intentionally committed acts of unfair competition
5 within the State of California.

6 53. On information and belief, Defendants have copied
7 Plaintiff's writing implements and have traded upon Plaintiff's
8 valuable goodwill by selling and offering to sell knock-offs
9 passing them off as lawful and authorized in violation of the
10 common law of the State of California and have been unjustly
11 enriched thereby.

12 54. By the acts alleged herein, Defendants have
13 misappropriated the commercial value of Plaintiff's design, and
14 thereby adversely affected the value of Plaintiff's goodwill and
15 reputation and hurt Plaintiff's ability to sell its own writing
16 implements.

17 55. Defendants' acts were willful and malicious and
18 intended to cause harm to Plaintiff, or were done with reckless
19 disregard for Plaintiff's rights thereby entitling Plaintiff to an
20 award of punitive damages.

21 56. Plaintiff has suffered, is suffering, and will
22 continue to suffer irreparable injury for which Plaintiff has no
23 adequate remedy at law.

24
25 COUNT IV

26 (CONSTRUCTIVE TRUST - CALIFORNIA CIVIL CODE § 2224)

27 57. Plaintiff hereby incorporates the allegations of
28 Paragraphs 1 through 56, inclusive, above as of fully set forth

1 herein.

2 58. Defendants have gained things by fraud, accident,
3 mistake, or other wrongful acts, as those terms are used in
4 California Civil Code § 2224, and Defendants have thereby become
5 involuntary trustees of the things gained, holding them, and any
6 gain they have created, for the benefit of Plaintiff.

7 59. Plaintiff requests that a constructive trust be
8 imposed and that Defendants be ordered to disgorge all income they
9 have received both from sales, plus any earnings or gain of any
10 sort, on such income deriving from investments, or reinvestment of
11 such income, or otherwise.

12
13 PRAYER FOR RELIEF

14 WHEREFORE, Plaintiff Cotapaxi Custom Design and Manufacturing,
15 LLC respectfully demands a judgment against Defendant Fanda
16 Enterprises, Inc. and Defendants Does 1-10 as follows:

17 1. A judgment that Fanda and the Doe Defendants have
18 infringed the '406 Patent and the '741 Patent;

19 2. A preliminary and permanent injunction pursuant to
20 35 U.S.C. § 283 restraining Fanda, the Doe Defendants and each of
21 their officers, directors, principals, agents, servants, employees,
22 attorneys, successors and assigns, and all those acting in concert,
23 combination, or participation with any of the aforementioned
24 persons either directly or indirectly, singly or together, from,
25 *inter alia*, manufacturing, having manufactured, using, selling,
26 marketing, advertising, offering for sale, importing, and/or
27 distributing any infringing embodiment of the '406 Patent and/or
28 the '741 Patent;

1 3. A preliminary and permanent injunction pursuant to
2 35 U.S.C. § 283 restraining Fanda, the Doe Defendants and their
3 officers, directors, principals, agents, servants, employees,
4 attorneys, successors and assigns, and all those acting in concert,
5 combination, or participation with any of the aforementioned
6 persons either directly or indirectly, singly or together, from
7 committing any further infringement of the '406 Patent and/or the
8 '741 Patent;

9 4. For an Order requiring destruction of all writing
10 implements or other items that infringe the '406 Patent and/or '741
11 Patent, destruction of all sales, marketing, and promotional
12 materials used for the advertising, distribution, offering for
13 sale, and/or sale of said infringing items, and forfeiture of all
14 apparatus used for the manufacture of said infringing items that
15 are in Defendants' possession, custody, or control;

16 5. For an award of damages in accordance with 35 U.S.C.
17 § 284, including actual damages, and in no event less than a
18 reasonable royalty; and that such damages be trebled because of the
19 willful and deliberate nature of Defendants' conduct; and for an
20 assessment of interest on the damage so computed;

21 6. For an award to Cotapaxi of its reasonable
22 attorneys' fees and costs of this action pursuant to 35 U.S.C.
23 § 285;

24 7. For the "total profit" Defendants have made pursuant
25 to 35 U.S.C. § 289;

26 8. For an award of damages against Defendants pursuant
27 to 15 U.S.C. § 1117; including Defendants' profits and Plaintiff's
28 damages;

1 9. That the Court find this to be an exceptional case
2 and award attorneys fees pursuant to 15 U.S.C. § 1117;

3 10. For damages based on unfair competition in an amount
4 subject to proof;

5 11. For the determination that Defendants are
6 constructive trustees for Plaintiff with respect to any benefit of
7 any sort which they derived from their wrongful acts, fraud, or
8 mistake and that Defendants disgorge all income received from their
9 unlawful or unconscionable acts or omissions, plus any income,
10 profit, or other benefit derived from the investment or use of such
11 income;

12 12. For an accounting;

13 13. For interest from the date of the infringement;

14 14. For punitive damages in an amount sufficient to
15 punish Defendants and make an example of them to others;

16 15. For an award to Cotapaxi of its costs; and

17 16. For such other and further relief as the Court deems
18 just and proper.

19
20 Dated: April 18, 2008

THE SONI LAW FIRM

21
22 By:



Surjit P. Soni

Ronald E. Perez

23 Attorneys for Plaintiff
24 Cotapaxi Custom Design
25 and Manufacturing, LLC
26
27
28

JURY DEMAND

Plaintiff hereby demands trial by jury on all issues triable to a jury.

Dated: April 18, 2008

THE SONI LAW FIRM

By:


Surjit P. Soni
Ronald E. Perez

Attorneys for Plaintiff
Cotapaxi Custom Design
and Manufacturing, LLC

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KEYWORD



ASI 53616 | PPAI 191785

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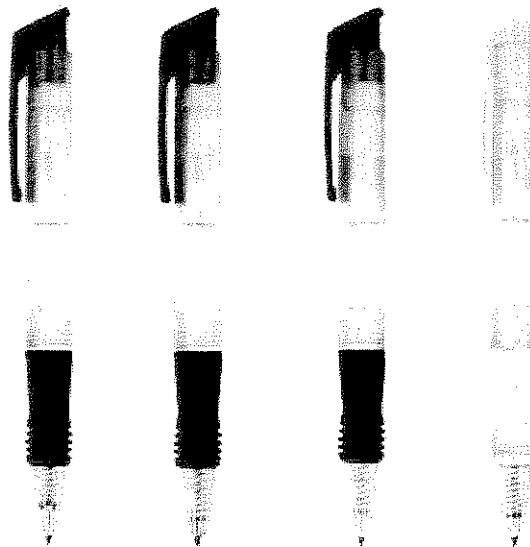
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B007

Tracet
Plastic ball pen, push
action mechanism
Material: Plastic
Color: Blue, Green,
Red, Yellow
Imprint Area: 1/4"x1-
1/4"
Production Time: 7-
10 working days

Please login to email
product information

Quantity	500	1,000	2,500	5,000	10,000 (5R)
Unit Price	\$0.90	\$0.85	\$0.80	\$0.75	\$0.70

Note 1:

- Unit Prices (for all metal pens and key chains) include one location laser engrave or one color silk-screen imprint.
- Unit Prices (for all plastic pens, CD Holders, Portfolios) include one color silk-screen imprint.
- Unit Prices (for all packaging products) do NOT include imprint.
- Unit Prices (for all Crystal products) include one location sand blasting etching.
- Please [contact our customer service team](#) or [click here for general charges](#).

Note 2:

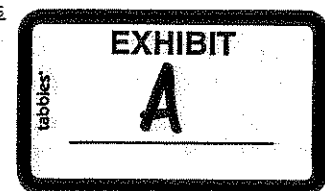
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For Technical Support: [Symbiosis Creative](#)





US00D475406S

(12) **United States Design Patent** (10) Patent No.: **US D475,406 S**
Cetera (45) Date of Patent: **** Jun. 3, 2003**

(54) PEN

(75) Inventor: **Carl Cetera, Tenaflly, NJ (US)**(73) Assignee: **Cotapaxi, Inc., Englewood, NJ (US)**(**) Term: **14 Years**(21) Appl. No.: **29/165,199**(22) Filed: **Aug. 5, 2002**(51) LOC (7) Cl. **19-06**(52) U.S. Cl. **D19/48; D19/56; D19/55**

(58) Field of Search **D19/35, 36, 41-48,**
D19/49-51, 53-58, 81-85; 401/6, 7, 88,
99, 100, 101, 103-106, 107-110, 111-117,
209

(56) **References Cited****U.S. PATENT DOCUMENTS**

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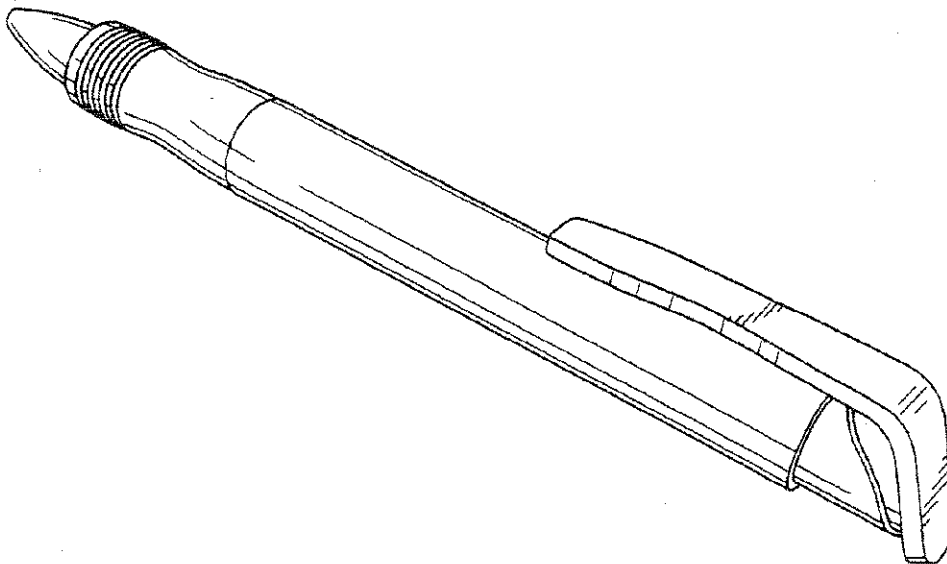
* cited by examiner

Primary Examiner—**Martie K. Holtje**(74) *Attorney, Agent, or Firm*—**Andrew S. Naglestad; Mark D. Nielsen; The Soni Law Firm**(57) **CLAIM**

The ornamental design for a pen, as shown and described.

DESCRIPTION

FIG. 1 is a perspective view of a pen;
FIG. 2 is a front elevational view of the pen of FIG. 1;
FIG. 3 is a rear elevational view of the pen of FIG. 1;
FIG. 4 is a right side elevational view of the pen of FIG. 1;
FIG. 5 is a top plan view of the pen of FIG. 1; and,
FIG. 6 is a bottom plan view of the pen of FIG. 1.
The left side elevational view of the pen shown in FIG. 1 is
opposite from and a mirror image of the right side eleva-
tional view of FIG. 4.

1 Claim, 1 Drawing Sheet**EXHIBIT****B**

tabbies

U.S. Patent

Jun. 3, 2003

US D475,406 S

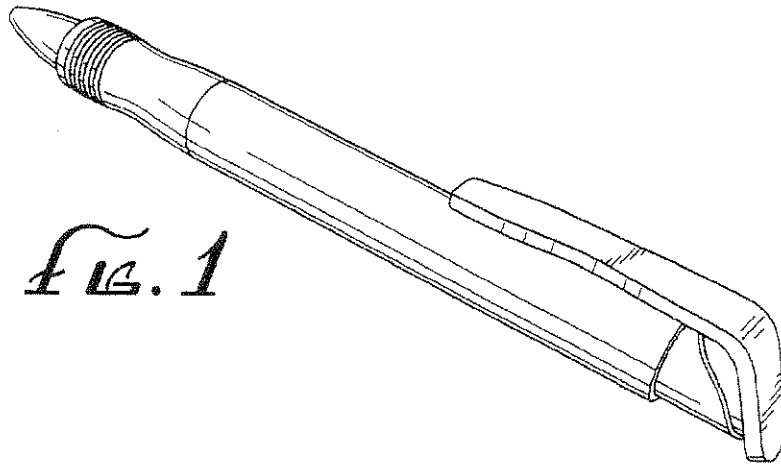


Fig. 1

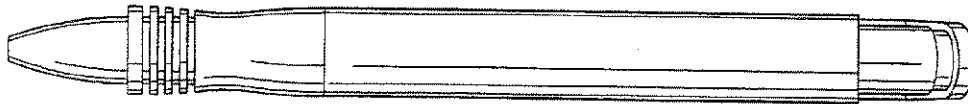


Fig. 2

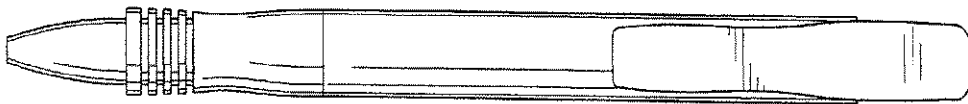


Fig. 3

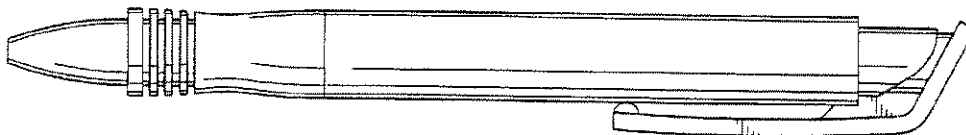


Fig. 4

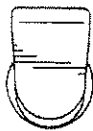


Fig. 5

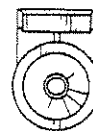


Fig. 6

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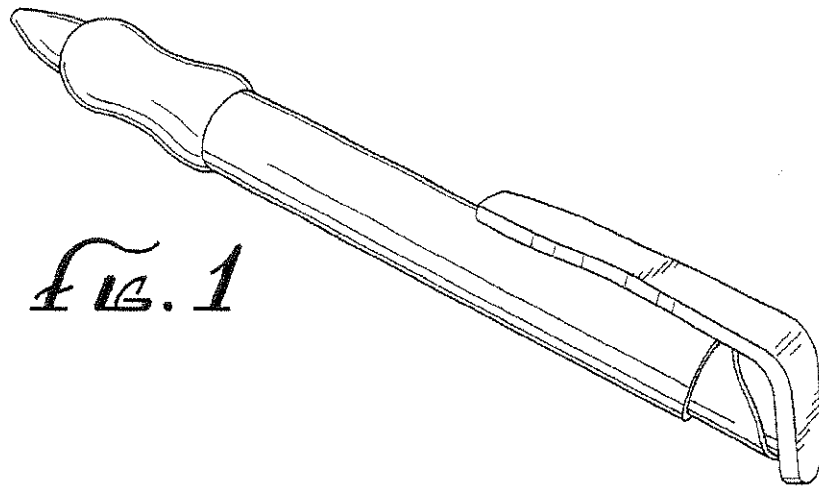


Fig. 1

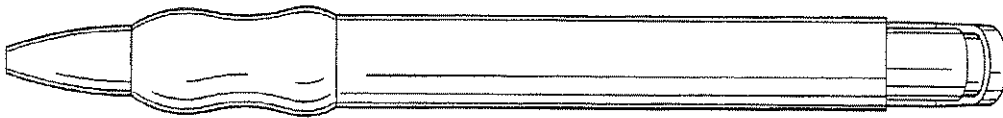


Fig. 2

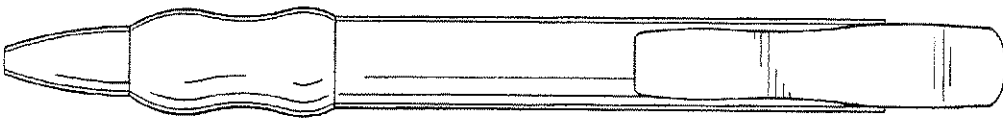


Fig. 3

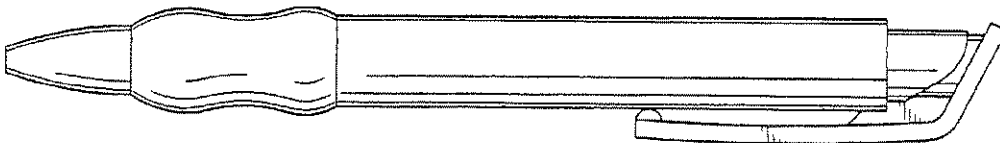


Fig. 4

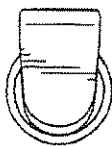


Fig. 5

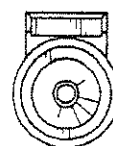


Fig. 6

